

Entered - 09/12/00 - sb
CL00L0555 - DIANNE C. MITCHELL

CLAIM OF: **JOHN MICHAEL OGLESBY**
2840 Country Squire Lane
Decatur, Georgia

01-R-1150

For damages alleged to have been sustained as a result of wrongful
and improper dismissal from employment as a police officer on
March 9, 2000 at 675 Ponce de Leon Avenue.

THIS ADVERSED REPORT IS APPROVED

BY: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

ADVERSE REPORT

COMM: PS + LA

DATE: 7/3/01

CHAIR: C. T. Marks

Michael [unclear]

[unclear]

[unclear]

[unclear]

[unclear]

[unclear]

[unclear]

[unclear]

Standing committees
AGENDA

4-1-1



OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

August 21, 2001

John Michael Oglesby
2840 Country Squire Lane
Decatur, GA

01-R-1150

Dear Mr. Oglesby:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on August 06, 2001. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Sincerely,
Rhonda Dauphin Johnson

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0555

Date: July 9, 2001

Claimant /Victim JOHN MICHAEL OGLESBY
BY: (Atty.) (Ins. Co.) _____
Address: 2840 Country Squire Lane, Decatur, Georgia
Subrogation: _____ Claim for Property damage \$ 20,000,000.00 Bodily Injury \$ _____
Date of Notice: 09/12/00 Method: Written, proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 03/08/00 Place: 675 Ponce de Leon Avenue
Department Police Division: _____
Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: The claimant alleges that he was wrongfully and improperly dismissed from his employment as a police officer. The claimant has filed a lawsuit to resolve the issues raised in his claim.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police _____ Dept Report _____ Other _____
Traffic citations issued: City Driver _____ Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

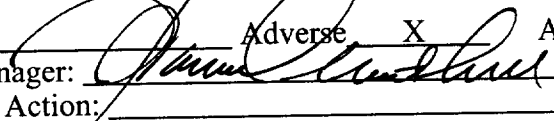
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other X Damages reasonable _____
City not involved _____ Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 _____ 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 07-09-01
Committee Action: _____ Council Action _____

RCS# 3061
8/06/01
5:51 PM

Atlanta City Council

Regular Session

01-R-1150

Claim of John Michael Oglesby; result
of wrongful & improper dismissal
ADVERSE

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
NV Winslow	NV Muller	Y Boazman	NV Pitts

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